

Commonwealth of Australia

## STATUTORY DECLARATION

*Statutory Declarations Act 1959*

In the matter of:

Trade Wind Communications Ltd  
United States patent application no 10/523153  
A bulk communications process using multiple delivery media

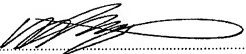
I, John McCormack, of 58 Mannikin Drive, Woronora Heights NSW 2233, do solemnly and sincerely declare as follows:

- 1 I am the Chief Financial Officer of ConnXion Limited.
- 2 I was asked by our patent attorneys, Freehills Patent and Trade Mark Attorneys, to attempt to contact Michael Stewart, an inventor of the invention described in US patent application 10/523,153.
- 3 Freehills Patent and Trade Mark Attorneys provided my colleague, David Colvin, and I with an extract from the British Telecom telephone directory listing London residential "M Stewart" records. A copy of the extract is attached as Exhibit A.
- 4 David Colvin and I divided the list shown at Exhibit A between us in order to share the task of contacting each recorded M Stewart. Attached as Exhibit B is the list of those M Stewart records which I was responsible for contacting.
- 5 In December 2007 I travelled to London, and between 28 December 2007 and 5 January 2008 I phoned each number appearing in the list of Exhibit B in an attempt to contact the M Stewart and determine whether they were the Michael Robert Stewart for whom I was searching. Exhibit B also shows notes from my attempts at contacting each M Stewart in my portion of the list.
- 6 As can be seen from Exhibit B, none of the "M Stewart" records I was able to contact was a record for the Michael Robert Stewart whom I was looking for.
- 7 As can also be seen from the annotations in Exhibit B multiple attempts were made on various days at different times to contact those "M Stewart" records from which no response was received.
- 8 I hereby declare that all statements made herein of my own knowledge are true, and that all statements made herein on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such wilful false statements may jeopardise the validity or enforceability of the application or any patent issued thereon.

I understand that a person who intentionally makes a false statement in a statutory declaration is guilty of an offence under section 11 of the *Statutory Declarations Act 1959*, and I believe that the statements in this declaration are true in every particular.

Declared at SYDNEY on 25 of FEBRUARY 2008  
Place Day Month and year

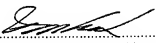
Before me:

  
Signature of person before whom the declaration is made

Carl David Horrop

Registered Patent Attorney

Title of person before whom the declaration is made

  
Signature of person making the declaration

JOHN PATRICK McLAUGHLIN

Full name of declarant

Commonwealth of Australia  
**STATUTORY DECLARATION**  
*Statutory Declarations Act 1959*

In the matter of:  
Trade Wind Communications Ltd  
United States patent application no 10/523153  
A bulk communications process using multiple delivery media

**EXHIBIT A**

The attached is Exhibit A referred to in the Statutory Declaration of John McCormack declared on the 25<sup>th</sup> day of February 2008.

Before me: 

The list of London residential "M Stewart" records from the British Telecommunications directory.

Home Fersiwn Cyl raeg



You are here: Home &gt; Residential Numbers &gt; Stewart in London

New! Improved search functionality and site layout ... more

Business type | Business name | **Residential name** | International codes | UK codesSurname  
StewartLocation  
LONDONHelp  
Preferences  
Advanced Search

Searched for Stewart in London

Page 1 2 3 4 5 Previous Next



## 1. M Scott-Stewart

Tel: (020) 8673 8503 - Text Number  
23 Abchurch Lane, London, SW4 9LA - Map

## 2. M Stewart

Tel: (020) 8279 8187 - Text Number  
58 Wadham Road, London, E17 4HT - Map

28/12/07 10:05am

Woman advises not Michael  
Stewart.

## 3. M Stewart

Tel: (020) 7737 1704 - Text Number  
6 Wynter House, Winton Road, London, SW9 6UR - Map

23/12 10:10am No answer

29/12 5pm No answer

31/03 6:35pm No answer

## 4. M Stewart

Tel: (020) 3248 0484 - Text Number  
A Base, W13 1LW - Map

28/12 - 10:11am

Male advises he is not Michael  
Stewart

## 5. M Stewart

Tel: (020) 7837 3362 - Text Number  
95 Foundling Street, Brunswick Centre, London, WC1N 1AN - Map

23/12 10:20am No Answer

29/12 5:05pm Male says

no Michael lives there

## 6. M Stewart

Tel: (020) 7168 4128 - Text Number  
434 Cable Street, London, E1W 3DR - Map

23/12 10:25am

Male advises he is Michael  
but never been to Australia

## 7. M Stewart

Tel: (020) 3742 7946 - Text Number  
173 Chiswick Village, London, W4 3DG - Map

28/12 10:35am No Answer

29/12 5:10pm No Answer

31/03 6:40pm No Answer

## 8. M Stewart

Tel: (020) 7727 6716 - Text Number  
3 Clarendon Place, London, W11 4JA - Map

28/12 10:37am

Female advises not Michael  
Stewart at this address

## 9. M Stewart

Tel: (020) 3200 1626 - Text Number  
25 Colin Crescent, London, NW9 6EU - Map

23/12 10:40am

Female advised Michael passed  
away - never been to Aust.

## 10. M Stewart

Tel: (020) 3205 9897 - Text Number  
25 Colin Crescent, London, NW9 6EU - Map

23/12 10:52am

Male advises he is not Michael Stewart  
nor knows any Michael Stewart.Are  
you  
looking  
for  
new  
customers?

Home Ferslwn Cyl: reep



You are here: Home &gt; Residential Name &gt; Stewart in London

New! Improved search functionality and site layout ... more



Business type | Business name | Residential name | International codes | UK codes

Surname  
stewartLocation  
LONDONHelp  
Preferences  
Advanced Search

Searched for stewart in London

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## 11. M Stewart

Tel: (020) 8876 0124 - Text Number  
15 Colston Rd, London, SW14 7PQ - Map22/11/07 6.05pm No answer  
29/11 5.15pm No answer  
31/10 6.42pm Male advises  
Never been to H

## 12. M Stewart

Tel: (020) 8870 9242 - Text Number  
142 Engadine St, London, SW18 5DT - Map22/11/07 6.02pm  
Female advises no Michael  
Stewart living there

## 13. M Stewart

Tel: (020) 8690 6408 - Text Number  
93 Ewhurst R, London, SE4 1SD - Map22/12/07 6.15pm  
Male advises he is not  
Michael

## 14. M Stewart

Tel: (020) 3947 8168 - Text Number  
606 Garratt L, London, SW17 0HX - Map22/11/07 6.20pm  
Male advises he is not  
Michael

## 15. M Stewart

Tel: (020) 3514 7017 - Text Number  
16 Gladding F I, London, E12 5DD - Map22/11/07 6.30pm  
Female advises that Michael  
never involved in 17 Denechmont  
in West.

## 16. M Stewart

Tel: (020) 3368 8433 - Text Number  
96 Goldsmith Rd, N11 3JA - Map22/12 6.40pm No answer  
31/10 6.50pm Female advises  
no Michael living there

## 17. M Stewart

Tel: (020) 7731 3834 - Text Number  
47 Hamble St London, SW6 2RT - Map22/12 6.42pm Hung up  
Thought I was calling

## 18. M Stewart

Tel: (020) 3809 9830 - Text Number  
58 Heron Dr, London, N4 2FZ - Map22/12 6.50pm No answer  
31/10 6.58pm Male advises  
not Michael I am looking for. Not in

## 19. M Stewart

Tel: (020) 6007 5933 - Text Number  
248 Horsell Rd London, N5 1XP - Map29/12 4.45pm  
Female advises no Michael  
living there

## 20. M Stewart

Tel: (020) 652 5071 - Text Number  
94 Lugard Rd, London, SE15 2SZ - Map29/12 4.50pm No answer.  
31/10 7.03pm Female advises no  
male living thereAre  
you  
looking  
for  
new  
customers?

Phone Call made on  
17th & 18th December  
between 8pm & 10pm (Sydney time)

You are here: Home &gt; Residential Name &gt; Stewart In London



New! Improved search functionality and site layout ... more

Business type | Business name | Residential name | International codes | UK codes

Surname

stew

irt

Location

LONDON

Help

Preferences

Advanced Search

Searched for stewart in London

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## 21. M Stewart

Tel: (020) 7498 5937 - Text Number  
94 Mawbey St, London, SW8 2TR - Map

No such person

## 22. M Stewart

Tel: (020) 7630 6775 - Text Number  
6/9 Moreton St, London, SW1V 2PW - Map

No reply

## 23. M Stewart

Tel: (020) 3340 4746 - Text Number  
2 The Heights Mount Vw Rd, London, N4 4JU - Map

No reply

## 24. M Stewart

Tel: (020) 3244 6511 - Text Number  
92a Muirkirk Rd, London, SE6 1BH - Map

No reply

## 25. M Stewart

Tel: (020) 7736 5721 - Text Number  
198 Munster Rd, London, SW6 6AU - Map

No such person

## 26. M Stewart

Tel: (020) 3543 8773 - Text Number  
21/32 Pelham Rd, London, SW19 1SX - Map

No reply

## 27. M Stewart

Tel: (020) 7481 9165 - Text Number  
408/1 Pepys St, EC3N 2NU - Map

No reply

## 28. M Stewart

Tel: (020) 7741 5613 - Text Number  
5 Adela Ho Quen Caroline St, London, W6 9EH - Map

No such person

## 29. M Stewart

Tel: (020) 7837 8910 - Text Number  
2/7a River St, London, EC1R 1XN - Map

No reply

## 30. M Stewart

Tel: (020) 7533 0722 - Text Number  
12F Silk Mills St, London, E9 5NX - Map

No reply

Are  
you  
looking  
for  
new  
customers?

You are here: Home &gt; Residential Name &gt; Stewart in London



New! Improved search functionality and site layout ... more

Business type | Business name | Residential name | International codes | UK codes

Surname

Stewart

Location

LONDON

[Help](#)  
[Preferences](#)  
[Advanced Search](#)

Searched for Stewart in London

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## 31. M Stewart

Tel: (020) 3521 5078 - Text Number  
 80 Tenby Ct 1 Tenby Rd, London, E17 7AU - Map

No such person

## 32. M Stewart

Tel: (020) 3806 4226 - Text Number  
 38/20 Theydon Rd, E5 9NY - Map

No reply

## 33. M Stewart

Tel: (020) 3856 6846 - Text Number  
 401b Well Hall Rd, London, SE9 6TY - Map

No reply

## 34. M Stewart

35. Tel: (020) 485 0579 - Text Number  
 68 Crossfield Way, London, NWS 4BW - Map

## 36. M.A Stewart

Tel: (020) 373 6985 - Text Number  
 25 Redcliffe St London, SW10 9DR - Map

No reply

## 37. M.A Stewart

Tel: (020) 1241 1044 - Text Number  
 3 Stanford Rd, London, SW16 4PZ - Map

No reply

## 38. M.B Stewart

Tel: (020) 603 4537 - Text Number  
 5b FitzJames Ave, London, W14 0RP - Map

No such person

## 39. M.C Stewart

Tel: (020) 471 5039 - Text Number  
 105 Kensington Av, London, E12 6NL - Map

No such person

## 40. M.J Stewart

Tel: (020) 882 0823 - Text Number  
 4 Kingsbridge Ct Barrowell Gt, London, N21 3AR - Map

No reply

Are  
 you  
 looking  
 for  
 new  
 customers?

Search History

Clear History

You are here: Home &gt; Residential Name &gt; Stewart in London

New! Improved search functionality and site layout ... more



Business type | Business name | Residential name | International codes | UK codes

Surname Location  
stewart LONDONHelp  
Preferences  
Advanced Search

Searched for stewart in London

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## 41. M.J Stewart

Tel: (020) 7222 7480 - Text Number  
2 Lesley Court Strutton Ground, London, SW1P 2HZ - Map

No Reply

## 42. M.J.N Stewart

Tel: (020) 7735 6191 - Text Number  
110 Fentiman Rd, London, SW8 1QA - Map

No Reply

## 43. M.N Stewart

Tel: (020) 7703 0072 - Text Number  
13a Lyndhurst Wy, London, SE15 5AG - Map

No such person

## 44. M.V Stewart

Tel: (020) 6998 6094 - Text Number  
145 Thomsbech Rd, London, SE6 1HB - Map

No Reply

## 45. M.W Stewart

Tel: (020) 1371 0148 - Text Number  
49a Redbourn Av, London, N3 2BP - Map

No such person

## 46. Martin Stewart

Tel: (020) 946 7788 - Text Number  
49 Franche Ct Rd, London, SW17 0JX - Map

No such person

## 47. Maurice J Stewart

Tel: (020) 622 1356 - Text Number  
Fl 1/14 Clapham Common Side, London, SW4 0RF - Map

N/A

## 48. Michael Stewart

Tel: (020) 769 9503 - Text Number  
3 Curtis Field Rd, London, SW16 2TE - Map

No such person

## 49. M.A Stewart-Muir

Tel: (020) 672 7855 - Text Number  
24 Moring Rd, London, SW17 8DL - Map

No reply

## 50. M Stewart-Ingar

Tel: (020) 659 6858 - Text Number  
108 Westwood Rd, London, SE26 6PE - Map

N/A

Are  
you  
looking  
for  
new  
customers?



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**A bulk communications process using multiple delivery media**

**EXHIBIT B**

The attached is Exhibit B referred to in the Statutory Declaration of John McCormack declared on the 25<sup>th</sup> day of February 2008.

Before me: \_\_\_\_\_



The list of "M Stewart" records from the British Telecommunications directory I was responsible for contacting (with annotations).

Home Fersiwn Cyl raeo



You are here: Home &gt; Residential Name &gt; Stewart in London



New! Improved search functionality and site layout ... more

Business type | Business name | Residential name | International codes | UK codes

Sum me  
Stewart

Location

LONDON

Help  
Preferences  
Advanced Search

Searched for Stewart in London

Page 1 2 3 4 5 Previous Next



## 1. M Scott-Stewart

Tel: (020) 8673 8503 - Text Number  
33 Abbeyville St, London, SW4 9LA - Map

## 2. M Stewart

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28/12/07 10.05am

Woman advises not Michael  
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28/12 - 10.11am

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no Michael lives there

## 6. M Stewart

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23/12 10.25am

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but never been to Australia

## 7. M Stewart

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Male advises he is not Michael Stewart  
nor knows any Michael Stewart.Are  
you  
looking  
for  
new  
customers?

Home Fersiwn Cyl :reag



You are here: Home &gt; Residential Name &gt; Stewart in London



New! Improved search functionality and site layout ... more

Business type | Business name | Residential name | International codes | UK codes

Surname  
stewart

Location

LONDON

Help  
Preferences  
Advanced Search

Searched for stewart in London

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Never been to A

## 12. M Stewart

Tel: (020) 8870 9242 - Text Number  
142 Engadine St, London, SW18 5DT - Map23/11/07 6.05pm  
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Stewart living there

## 13. M Stewart

Tel: (020) 3690 6408 - Text Number  
93 Ewhurst R, London, SE4 1SD - Map23/11/07 6.15pm  
Male advises he is not  
Michael

## 14. M Stewart

Tel: (020) 3947 8168 - Text Number  
606 Garratt L, London, SW17 0RX - Map23/11/07 6.22pm  
Male advises he is not  
Michael

## 15. M Stewart

Tel: (020) 3514 7017 - Text Number  
16 Gladding F I, London, E12 5DD - Map23/11/07 6.30pm  
Female advises that Michael  
never involved in IT Development  
in West.

## 16. M Stewart

Tel: (020) 3368 8433 - Text Number  
9b Goldsmith Rd, N11 3JA - Map23/12 6.40pm No answer  
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58 Heron Dr, London, N4 2FZ - Map23/12 6.50pm No answer  
5/1/08 6.58pm Male advises  
not Michael I am looking for. Not in

## 19. M Stewart

Tel: (020) 7607 5933 - Text Number  
248 Horsell Rd London, N5 1XP - Map29/12 4.45pm  
Female advises no Michael  
lives there

## 20. M Stewart

Tel: (020) 7652 5071 - Text Number  
94 Lugard Rd, London, SE15 2SZ - Map29/12 4.50pm No answer  
5/1/08 7.05pm Female advises no  
male lives thereAre  
you  
looking  
for  
new  
customers?